

Atty. Docket: ITW-13971

statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior U.S. Patent No. 6,942,608.

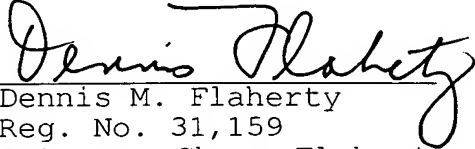
Attached herewith are documents evidencing 100% ownership by Illinois Tool Works Inc. of both the instant patent application and patent application Ser. No. 10,602,783, on which the provisional obviousness-type double patenting rejection is based. Exhibit A includes a copy of a Notice of Recordation of Assignment Document giving notice that the Assignment (copy also included) of U.S. patent application Serial No. 10/602,784 has been recorded on Reel 014229 at Frame 0355. Exhibit B includes a copy of a Notice of Recordation of Assignment Document giving notice that the Assignment (copy also included) of U.S. patent application Serial No. 10/602,783 [issued as U.S. Patent No. 6,942,608] has been recorded on Reel 014229 at Frame 0310. A check in the amount of \$130.00, to cover the fee for filing a terminal disclaimer, is enclosed.

Atty. Docket: ITW-13971

In view of the foregoing, the Applicants submit that this application is now in condition for allowance. Reconsideration of the application and allowance of claims 1-3, 5-12, 27-33, and 42 are hereby requested.

Respectfully submitted,

November 30, 2005
Date


Dennis M. Flaherty
Reg. No. 31,159
Ostrager Chong Flaherty &
Broitman P.C.
250 Park Avenue, Suite 825
New York, NY 10177-0899
Tel. No.: 212-681-0600

CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

November 30, 2005
Date



Dennis M. Flaherty



EXHIBIT - A

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JANUARY 05, 2004

PTAS



102490854A

OSTRAGER CHONG & FLAHERTY LLP
DENNIS M. FLAHERTY
825 THIRD AVENUE
30TH FLOOR
NEW YORK, NY 10022

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/24/2003

REEL/FRAME: 014229/0355
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

LINTON, BASIL C.

DOC DATE: 06/19/2003

ASSIGNOR:

CRUNKLETON, GREGORY H.

DOC DATE: 06/19/2003

ASSIGNEE:

ILLINOIS TOOL WORKS INC.
3600 WEST LAKE AVENUE
GLENVIEW, ILLINOIS 60025

SERIAL NUMBER: 10602784
PATENT NUMBER:

FILING DATE: 06/24/2003
ISSUE DATE:

014229/0355 PAGE 2

MARGARET LASALLE, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

DEC 02 2005

07-08-2003

FORM PTO-1595
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REI

102490854
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Docket No. ITW-13971

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)

Basil C. Linton and
Gregory H. Crunkleton

2. Name and address of receiving party(ies):

Illinois Tool Works Inc.

3600 West Lake Avenue
Street Address:

3. ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____
 Date of Execution: 6/19/03

City: Glenview State: IL Zip: 60025

Additional name(s) & address(es) attached ☐ Yes ☒ No

4. Application number(s) or patent number(s):

10,602,784

6/19/03

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No(s)

B. Patent No(s)

Title: Reclosable Bag Having Wicket
Flap and Slider-Actuated
String Zipper

06/26/2003 LWONDIM1 00000023 10602784

04 FC:8021

40.00 DP

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Dennis M. Flaherty

Internal Address: Ostrager Chong & Flaherty LLP

825 Third Ave., 30th Fl.

Street Address: _____
City: New York State: NY Zip: 100226. Total number of applications and patents involved: ☐ 1

7. Total fee (37 C.F.R. 3.41): 40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

DO NOT USE THIS SPACE

9. Statement and Signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Dennis M. Flaherty

Name of Person Signing

Signature

June 24, 2003

Date

ASSIGNMENT

In consideration of One Dollar and other good and valuable consideration, of which we acknowledge receipt, we, BASIL C. LINTON, residing at 1400 Temple Johnson Road, Loganville, Georgia 30052, and GREGORY H. CRUNKLETON, residing at 1095 Staghorn Trail, Nicolson, Georgia 30565, hereby sell and assign to Illinois Tool Works Inc. (hereinafter "said Company"), a corporation incorporated under the laws of the State of Delaware and having a principal place of business at 3600 West Lake Avenue, Glenview, Illinois 60025-5811, its successors and assigns the entire right, title and interest in and to the improvements in RECLOSABLE BAG HAVING WICKET FLAP AND SLIDER-ACTUATED STRING ZIPPER, invented by us, as described and claimed in the application for United States patent executed concurrently herewith, and any and all applications for patent therefor in any and all countries, including all divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said United States application, and authorize and request any official whose duty it is to issue patents, to issue any patent on said improvements or resulting therefrom to said Company, or its successors or assigns, and agree that on request and without further consideration, but at the expense of said Company, we will communicate to said Company or its representatives or nominees any facts known to us respecting said improvements and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do

everything possible to aid said Company, its successors, assigns, and nominees to obtain and enforce proper patent protection for said improvements in all countries.

Full name of first joint inventor: BASIL C. LINTON

Inventor's signature: Basil C. Linton 6/19/03

DATE

State of Georgia

County of Georgia

On this 19 day of June, in the year 2003, before me personally appeared BASIL C. LINTON, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.

WITNESS my hand and official seal.

SEAL



Bonita Hoffmeister
Signature of Notary Public

Full name of second joint inventor: GREGORY H. CRUNKLETON

Inventor's signature: Gregory H. Crunkleton 6/19/03

DATE

State of Georgia

County of Georgia

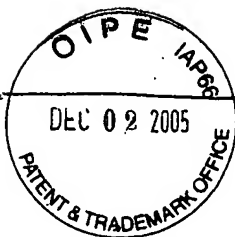
On this 19 day of June, in the year 2003, before me personally appeared GREGORY H. CRUNKLETON, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.

WITNESS my hand and official seal.

SEAL



Bonita Hoffmeister
Signature of Notary Public

RECORDATION FORM COVER SHEET
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Docket No. ITW-13971

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)
Basil C. Linton and
Gregory H. Crunkleton2. Name and address of receiving party(ies):
Illinois Tool Works Inc.3600 West Lake Avenue
Street Address:

City: Glenview State: IL Zip: 60025

3. ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____
Date of Execution: 6/19/03Additional name(s) & address(es) attached ☐ Yes ☒ No

4. Application number(s) or patent number(s):

6/19/03

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

B. Patent No.(s)

Title: Reclosable Bag Having Wicket
Flap and Slider-Actuated
String ZipperAdditional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom correspondence
concerning document should be mailed:

Name: Dennis M. Flaherty

Internal Address: _____
Ostrager Chong & Flaherty LLP

825 Third Ave., 30th Fl.

Street Address: _____

City: New York State: NY Zip: 10022

6. Total number of applications and patents involved: ☐ 1

7. Total fee (37 C.F.R. 3.41): \$ 40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

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To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Dennis M. Flaherty

Name of Person Signing

Signature

June 24, 2003

Date

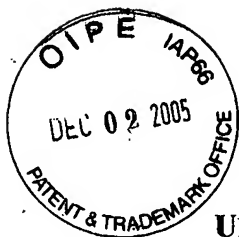


EXHIBIT - B

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JANUARY 05, 2004

PTAS



102490855A

OSTRAGER CHONG & FLAHERTY LLP
DENNIS M. FLAHERTY
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NEW YORK, NY 10022

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RECORDATION DATE: 06/24/2003

REEL/FRAME: 014229/0310

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

LINTON, BASIL C.

DOC DATE: 06/19/2003

ASSIGNOR:

CRUNKLETON, GREGORY H.

DOC DATE: 06/19/2003

ASSIGNEE:

ILLINOIS TOOL WORKS INC.
3600 WEST LAKE AVENUE
GLENVIEW, ILLINOIS 60025

SERIAL NUMBER: 10602783

FILING DATE: 06/24/2003

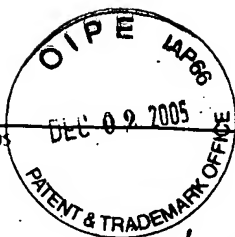
PATENT NUMBER:

ISSUE DATE:

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014229/0310 PAGE 2

ANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



07-08-2003

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Patent and Trademark OfficeFORM PTO-1595
13192

REC

6-24-03

Docket No. ITW-14011

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)

Basil C. Linton and
Gregory H. Crunkleton

2. Name and address of receiving party(ies):

Illinois Tool Works Inc.

Street Address: 3600 West Lake Avenue

City: Glenview State: IL Zip: 60025

Additional name(s) & address(es) attached ☐ Yes ☒ No3. ☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other: _____

Date of Execution: 6/19/03

4. Application number(s) or patent number(s):

10,602,783

6/19/03

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

Title: Reclosable Bag Having Wicket
Flap and Slider-Actuated
String Zipper

06/26/2003 LWONDIM1 00000022 10602783

04 FC:8021

40.00 DP

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Dennis M. Flaherty

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Street Address: _____

City: New York State: NY Zip: 10022

6. Total number of applications and patents involved: ☐ 1

7. Total fee (37 C.F.R. 3.41): \$ 40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

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To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Dennis M. Flaherty

Name of Person Signing

Signature

June 24, 2003

Date

ASSIGNMENT

In consideration of One Dollar and other good and valuable consideration, of which we acknowledge receipt, we, BASIL C. LINTON, residing at 1400 Temple Johnson Road, Loganville, Georgia 30052, and GREGORY H. CRUNKLETON, residing at 1095 Staghorn Trail, Nicolson, Georgia 30565, hereby sell and assign to Illinois Tool Works Inc. (hereinafter "said Company"), a corporation incorporated under the laws of the State of Delaware and having a principal place of business at 3600 West Lake Avenue, Glenview, Illinois 60025-5811, its successors and assigns the entire right, title and interest in and to the improvements in RECLOSABLE BAG HAVING WICKET FLAP AND SLIDER-ACTUATED STRING ZIPPER, invented by us, as described and claimed in the application for United States patent executed concurrently herewith, and any and all applications for patent therefor in any and all countries, including all divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said United States application, and authorize and request any official whose duty it is to issue patents, to issue any patent on said improvements or resulting therefrom to said Company, or its successors or assigns, and agree that on request and without further consideration, but at the expense of said Company, we will communicate to said Company or its representatives or nominees any facts known to us respecting said improvements and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do

everything possible to aid said Company, its successors, assigns, and nominees to obtain and enforce proper patent protection for said improvements in all countries.

Full name of first joint inventor: BASIL C. LINTON

Inventor's signature: Basil C. Linton 6/19/03

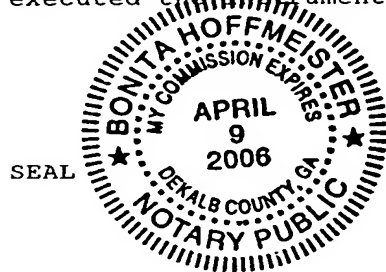
DATE

State of Georgia

County of Georgia

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WITNESS my hand and official seal.



Bonita Hoffmeister
Signature of Notary Public

Full name of second joint inventor: GREGORY H. CRUNKLETON

Inventor's signature: Gregory H. Crunkleton 6/19/03

DATE

State of Georgia

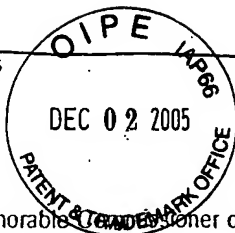
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Signature of Notary Public

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3. ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____
Date of Execution: 6/19/03

Additional name(s) & address(es) attached ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 6/19/03

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Title: Reclosable Bag Having Wicket
Flap and Slider-Actuated
String Zipper

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom correspondence
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Dennis M. Flaherty

Name of Person Signing

Signature

June 24, 2003

Date